

Notice of Allowability

Application No.

09/803,835

Examiner

Dwin M. Craig

Applicant(s)

RYZL, MARTIN

Art Unit

2123

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 6/6/2006.
2. ☒ The allowed claim(s) is/are 1,2,5-11,13,15 and 19-26.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date <u>6/6/2006</u> | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

And

EXAMINER'S REASONS FOR ALLOWANCE

1. Claims 1, 2, 5-11, 13, 15 and 19-26 are allowed.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Robert P. Lord registration number 46,479 on 14 August 2006.

The application has been amended as follows:

The word "and" has been deleted in line 4 of claim 1.

Claim 1 line 19 has been changed from "application." to -- application; and --.

Claim 1 has the following text added after line 19, "a display for the emulator to accept user input."

The word "and" has been deleted in line 13 of claim 7.

Claim 7 line 15 has been changed from "module." to -- module; and means for displaying the emulator to accept user input. --.

The word "and" has been deleted in line 14 of claim 19.

Claim 19 line 16 has been changed from "Environment." to -- Environment; and displaying the emulator to accept user input. --.

The word “and” has been deleted from line 21 of claim 25.

Claim 25 line 22 has been changed from “Environment.” to -- Environment; and displaying the emulator to accept user input. --.

Examiner's Reasons for Allowance

3. The following is an examiner's statement of reasons for allowance:

As regards independent claims 1, 7, 11, 19 and 25, while *NTT* discloses an emulator for and entire wireless device, **this reference taken alone or in combination with the prior art of record fails to disclose an emulator interface that transfers information necessary for compilation of an application and the emulator configuration interface is configured to change the appearance and behavior of the entire wireless-connected device as presented by the emulator based on a user request**, specifically including:

(Claim 1) “...wherein the emulator interface comprises functionality to transfer information necessary for compilation of the application, wherein the emulator configuration interface is configured to change the appearance and behavior of the entire wireless-connected device as presented by the emulator based on a user request...”

(Claim 7) “...wherein the emulator environment interface comprises functionality to transfer information necessary for compilation of the application, wherein the emulator configuration interface is configured to change the appearance and behavior of the entire wireless-connected device as presented by the emulator based on a user request...”

(Claim 11) “...wherein the emulator environment interface comprises functionality to transfer information necessary for compilation of the application, wherein the emulator

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configuration interface is configured to change the appearance and behavior of the entire wireless-connected device as presented by the emulator based on a user request,..."

(Claim 19) "...wherein the emulator environment interface comprises functionality to transfer information necessary for compilation of the application, wherein the emulator configuration interface is configured to change the appearance and behavior of the entire wireless-connected device as presented by the emulator based on a user request,..."

(Claim 25) "...wherein the emulator environment interface comprises functionality to transfer information necessary for compilation of the application, wherein the emulator configuration interface is configured to change the appearance and behavior of the entire wireless-connected device as presented by the emulator based on a user request,..." , in combination with the remaining elements and features of the claimed invention .

It is for these reasons that the applicants' invention defines over the prior art of record.

3.1 Dependent claims 2, 5, 6, 8, 9, 10, 13, 15, 20, 21, 22, 23, 24 and 26 are allowed for at least the reason that they depend upon an allowed base claim.

3.2 Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion


4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dwain M. Craig whose telephone number is (571) 272-3710. The examiner can normally be reached on 10:00 - 6:00 M-F.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Paul L. Rodriguez can be reached on (571) 272-3753. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Dwin McTaggart Craig


PAUL RODRIGUEZ
SUPERVISORY PATENT EXAMINER
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8/15/08